

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

----- X  
IN RE BIOGEN IDEC, INC., : Civil Action  
SECURITIES LITIGATION : No. 05-10400-RCL  
----- X

**JOINT MOTION FOR LEAVE TO FILE  
MEMORANDA IN EXCESS OF TWENTY PAGES**

Lead plaintiffs, the Biogen Institutional Investor Group ("Plaintiffs") and defendants Biogen Idec, Inc., James C. Mullen, Burt A. Adelman, Peter N. Kellogg, William H. Rastetter and William Rohn (collectively, "Defendants") hereby move this Court for an Order, pursuant to Local Rule 7.1(B)(4), for leave to file memoranda of law in connection with Defendants' motion to dismiss up to 15 pages in excess of the 20-page limitation. As grounds for this motion, the parties jointly state as follows:

1. Memoranda in excess of 20 pages are necessary to address the 435-paragraph, 149-page Consolidated Class Action Complaint, which asserts claims pursuant to Sections 10(b), 20(a) and 20(A) of the Securities Exchange Act of 1934 (15 U.S.C. § 78a et seq.), and challenges 89 statements made over a 12-month putative class period.

2. The parties will not unduly burden the Court. Defendants are submitting a joint brief on behalf of six of the seven named defendants. The parties assert that this unified briefing will better assist the Court in evaluating the arguments presented therein, and is being submitted for the convenience of the Court.

3. The parties will be prejudiced if they are not permitted to file memoranda in excess of 20 pages, in that they will be forced to forego certain arguments or depth of analysis

of case law, all of which are necessary for the full and fair consideration by the Court of Defendants' motion to dismiss.

WHEREFORE, the parties respectfully move this Court to grant the foregoing Joint Motion and permit the filing of opening and opposition briefs in connection with Defendants' motion to dismiss that will not exceed 35 pages.

Dated: November 14, 2006  
Boston, Massachusetts

Respectfully submitted,

/s/ Nancy Freeman Gans  
Nancy Freeman Gans (BBO #184540)  
MOULTON & GANS, P.C.  
55 Cleveland Road  
Wellesley, Massachusetts 02481  
(781) 235-2246

Sanford P. Dumain  
Richard Weiss  
Ann E. Gittleman  
MILBERG WEISS BERSHAD &  
SCHULAM LLP  
One Pennsylvania Plaza  
New York, New York 10119  
(212) 594-5300

Vincent R. Cappucci  
Stephen D. Oestreich  
Robert N. Cappucci  
Shannon L. Hopkins  
ENTWISTLE & CAPPUCCI LLP  
280 Park Avenue, 26<sup>th</sup> Floor West  
New York, New York 10017  
(212) 894-7200

Counsel for Lead Plaintiffs

/s/ James R. Carroll  
James R. Carroll (BBO #554426)  
Matthew J. Matule (BBO #632075)  
Michael S. Hines (BBO #653943)  
SKADDEN, ARPS, SLATE,  
MEAGHER & FLOM LLP  
One Beacon Street  
Boston, Massachusetts 02108  
(617) 573-4800

Counsel for Defendants  
Biogen Idec Inc., James C. Mullen,  
Burt A. Adelman, Peter N. Kellogg,  
William H. Rastetter and William Rohn

**CERTIFICATE OF SERVICE**

I, Michael S. Hines, hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants on November 14, 2006.

Dated: November 14, 2006 /s/ Michael S. Hines  
Michael S. Hines